

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO,
EASTERN DIVISION**

CHRISTOPHER M. COOPER,

Plaintiff,

v.

CITY OF COLUMBUS, ET AL.,

Defendants.

Case No. 2:17-cv-00948

Judge George C. Smith

Magistrate Judge Elizabeth P. Deavers

MOTION TO MODIFY THE CASE SCHEDULING ORDER

Plaintiff hereby moves this Court, pursuant to Fed. R. Civ. P. 16(b) to modify the case scheduling order in this matter. The reasons in support of said Motion are contained in the Memorandum in Support, which is attached hereto and incorporated herein. **Defense counsel has indicated they will not oppose this motion.** An Entry is attached to this Motion for the convenience of the Court.

Respectfully submitted,

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Attorneys for Plaintiffs

MEMORANDUM IN SUPPORT

This case arises from the October 29, 2015 death of Deaunte Bell-McGrew. The Complaint in this matter was filed October 26, 2017; the Preliminary Pretrial Order was filed on February 1, 2018; discovery cut off is currently set for October 12, 2018, and the Dispositive Motion Deadline is set for December 7, 2018. Both Plaintiff and Defendants have thus far cooperated in the discovery process. Plaintiff is requesting a continuance of the currently scheduled primary expert deadline of June 22, 2018 as well as the rebuttal expert deadline of August 17, 2018. Defense counsel has indicated that they are agreeable to a four week extension of these deadlines, as well as the responses to their discovery requests which were also due June 22, 2018.

Pursuant to Fed. R. Civ. P. 16(b), Plaintiff respectfully moves this Court for an Order modifying the primary expert designations deadline and rebuttal expert deadline in this matter. This is the first continuance.

Respectfully submitted,

/s/Sean L. Walton, Jr.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing was served upon the following counsel of record by the court's electronic filing system, this 22nd day of June 2018.

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ORDER

The Court has before it the Plaintiff's Unopposed Motion to Modify the Case Scheduling Order. Having considered the Motion, the Court is of the opinion that it should be GRANTED. Upon application of the Plaintiff, and for good cause shown, the Clerk's Original Case Schedule is hereby amended as follows:

Primary Expert Designations July 20, 2018

Rebuttal Expert Designations September 14, 2018

UNITED STATES MAGISTRATE JUDGE